IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.144 OF 2006
IN
APPEAL (LDG.) NO.1323 OF 2005
IN
NOTICE OF MOTION NO.2930 OF 2004
IN
SUIT NO.2899 OF 2004

Gyaneshwar Apartments C.H.S.L.& Anr. ....Applicants
V/s.
G.M. Breweries Ltd. ....Respondents

Ms.Agnes Baradia i/b M/s.Thakore Jariwala & Associates for the Applicants.

Mr.O.A. Das for the Respondents.

CORAM : DR.S. RADHAKRISHNAN & S.J. VAZIFDAR, JJ.
DATED : 18TH MARCH, 2006.

P.C. :

1. Heard the learned counsel for the Applicants and the Respondents. Perused the affidavit in support of the Notice of Motion. For the reasons stated in the affidavit in support of the Notice of Motion, sufficient cause is made out. There is no case of inaction, negligence or want of bona-fide on the part of the Applicant. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

(DR.S. RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)